

CALFRESH (CF) PROGRAM

REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: Feb 8, 2013	NEED RESPONSE BY: Feb 22, 2013
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: Dept of Social Services	
3. PHONE NO.:	7. SUBJECT: Drug Felons signing affidavit they have stopped using	
4. REGULATION CITE(S): ACIN I-03-05	8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references) NOTE: All requests must have a regulation cite(s) and/or a reference(s). ACIN I-03-05; ACIN I-45-11E; ACIN I-45-11; MPP 63-300.5(f)(11)(A) through (E)	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

If the client has completed and signed a FS 26 and they are claiming they have stopped illegal activities and/or use and they are unable to produce the evidence that this is true are they able to complete and sign an affidavit regarding what evidence and/or proof they have but are unable to produce? That would be sufficient verification? They do not need a 3rd party to sign the affidavit?

10. REQUESTOR'S PROPOSED ANSWER:

Yes, per ACIN I-03-05 question#7 they are able to sign there own affidavit and do not need a 3rd party to sign it for them.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

As you have indicated, the drug felon has already signed the FS 26 but claims they are unable to produce the evidence that they have stopped illegal drug activities. Per MPP 63-300.5(f)(11)(A) through (E) and ACIN I-45-11E, a drug felon must meet one of the conditions of eligibility as described under MPP 63-300.5(f)(11)(A) through (E), and if (E) "Other evidence that the illegal use of a controlled substance has ceased" is used as the condition of eligibility, then the applicant must state what the other evidence is and provide proof that the illegal use of the controlled substance has ceased. The "other evidence" can be a collateral contact to be determined at the county's discretion such as from a pastor or counselor attesting that the applicant has stopped using drugs. The county shall consider the evidence and document the reasons upon which denial or approval of benefits is made. When proof of the other evidence cannot be verified, the applicant can sign a self certification, and the county shall accept the self certification as "the proof." A third party does not need to sign the affidavit.

FOR CDSS USE

DATE RECEIVED: 2-08-13	DATE RESPONDED TO COUNTY/ALJ: 3-14-13
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